

Law Offices of
Louis E. Gitomer
600 Baltimore Avenue
Suite 301
Towson, MD 21204
(202) 466-6532
Lou_Gitomer@verizon.net

September 6, 2006

Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Room 700
Washington, D. C. 20423

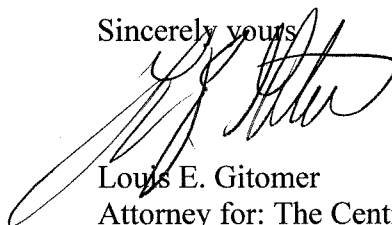
RE: Docket No. 459 (Sub-No. 3X), *The Central Railroad Company of
Indiana—Discontinuance Exemption—in Decatur County, IN*

Dear Secretary Williams:

Enclosed for efilng are the Publisher's Affidavit and a copy of the newspaper notice published on August 22, 2006 in the Greensburg Daily News and an environmental comment from the United States Department of the Interior, Fish and Wildlife Service dated August 28, 2006.

Thank you for your assistance. If you have any questions please call or email me.

Sincerely yours

A handwritten signature in black ink, appearing to read 'L. Gitomer', written over the typed name.

Louis E. Gitomer
Attorney for: The Central Railroad Company
of Indiana

Enclosures

PUBLISHER'S AFFIDAVIT

State of Indiana }
Decatur County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned Sharon Collins who, being duly sworn, says that S he is an accountant of the Daily News newspaper of general circulation printed and published in the English language in the (city) (town) of Greensburg in state and county afore-said, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time Aug 22, 2006, the dates of publication being as follows:

Aug 22, 2006

Subscribed and sworn to before me this 30th day of August, 20 06

[Signature]
Notary Public

LISA K. SPANGLER
Notary Public, Marion Co., IN
My Comm. Expires 1-03-23, 2012

My commission expires: _____

PUBLIC NOTICE
Central Railroad Company of Indiana ("CIND") gives notice that on or about August 31, 2006, it intends to file with the Surface Transportation Board, Washington, DC 20423, a notice of exemption under 49 CFR 1152 Subpart F--Exempt Abandonments permitting CIND to discontinue service over approximately a 2.6-mile rail line near Greensburg, IN, between milepost 64.67, and milepost 67.27, all in Decatur County, IN, which traverses through United States Postal Service ZIP Code 47240. This proceeding will be docketed as No. AB-459 (Sub-No. 3X).
The Board's Section of Environmental Analysis will generally prepare an Environmental Assessment (EA), which will normally be available 25 days after the filing of the notice of exemption. Comments on environmental and energy matters should be filed no later than 15 days after the EA becomes available to the public and will be addressed in a Board decision. Interested persons may obtain a copy of the EA or make inquiries regarding environmental matters by writing to the Section of Environmental Analysis, Surface Transportation Board, Washington, DC 20423 or by calling that office at 202-565-1545.
Appropriate cases of financial assistance to continue rail service can be filed with the Board. Requests for environmental conditions also can be filed with the Board. An original and 10 copies of any pleading that raises matters other than environmental issues (such as offers of financial assistance) must be filed directly with the Board's Office of the Secretary, 1925 K Street, NW, Washington, DC 20423 (See 49 CFR 1104.1(a) and 1104.3(a)), and one copy must be served on applicants' representative (See 49 CFR 1104.12(a)). Questions regarding offers of financial assistance may be directed to the Board's Office of Congressional and Public Services at 202-565-1592. Copies of any comments or requests for conditions should be served on the applicant's representative: Louis E. Gilmer, Law Offices of Louis E. Gilmer, 600 Baltimore Avenue, Suite 301, Towson, MD 21204, 202-466-6532, email Lou.Gilmer@veitron.net, GDN-393, Aug 22 #774159



United States Department of the Interior Fish and Wildlife Service



Bloomington Field Office (ES)
620 South Walker Street
Bloomington, IN 47403-2121
Phone: (812) 334-4261 Fax: (812) 334-4273

August 28, 2006

Mr. Louis E. Gitomer
Law Offices of Louis E. Gitomer
600 Baltimore Avenue, Suite 301
Towson, MD 21204

Project No: Docket No. 459 (Sub-No. 3X) Central Railroad Company of Indiana
Discontinuance Exemption
County(ies): Decatur

Dear Mr. Gitomer:

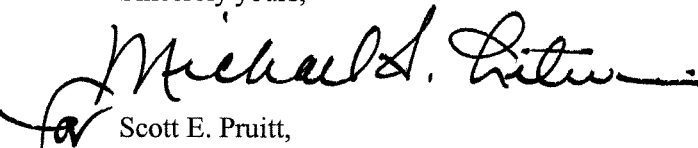
This responds to your letter dated July 31, 2006, requesting our comments on the aforementioned project.

These comments have been prepared under the authority of the Fish and Wildlife Coordination Act (16 U.S.C. 661 et. seq.) and are consistent with the intent of the National Environmental Policy Act of 1969, the Endangered Species Act of 1973, and the U. S. Fish and Wildlife Service's Mitigation Policy.

The proposed project will have no significant effect on wetlands and will not affect any Federally endangered species. Other project impacts will be minor in nature. Based on a review of the information you provided, the U.S. Fish and Wildlife Service has no objections to the project as currently proposed.

We appreciate the opportunity to comment at this early stage of project planning. If project plans change such that fish and wildlife habitat may be affected, please recoordinate with our office as soon as possible. If you have any questions about our recommendations, please call (812)334-4261.

Sincerely yours,


for Scott E. Pruitt,
Field Supervisor